

The Honorable Michael McShane

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

RICHARD FIDLIN, COAST TOWING, INC,  
an Oregon Corporation, WALDPORT ALL  
METALS RECYCLING LLC, an Oregon  
Limited Liability Company, B & R  
LEASING, LLC, an Oregon Limited Liability  
Company and NEWPORT MOTORS LLC an  
Oregon Limited Liability Company

Case No.: 6:23-CV-00157-MC

JOINT RULE 26(f) REPORT

Plaintiffs

vs.

CITY OF WALDPORT, An Oregon  
Municipality

Defendant.

Pursuant to Federal Rule of Civil Procedures (“FRCP”) 26(f), counsel for the parties conferred on April 25, 2023, and hereby submit this Joint Rule 26 Report as required by FRCP 16(b) and 26(f) and District of Oregon Local Rule 26-1.

**2. Initial Disclosures.**

The Parties waive initial disclosures.

**3. Anticipated Discovery**

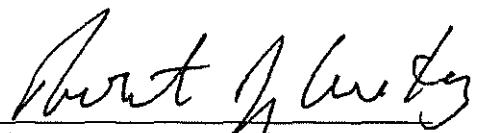
Consistent with FRCP 26, the parties will seek discovery as to any non-privileged matter that is relevant to any party’s claim or defense and proportional to the needs of the case. The Parties do not anticipate a need to phase or bifurcate discovery in this case at this time.

**6. Discovery and Pretrial Deadlines.**

The parties jointly proposed the following pretrial deadlines.

EVENT	DEADLINE
Deadline to Amend Complaint or Add Additional Parties	November 1, 2023
Close of fact discovery	January 5, 2024
Expert Reports Due	February 16, 2024
Rebuttal Expert Reports	March 22, 2024
Expert discovery closes	April 26, 2024
Deadline to file dispositive motions including motions for summary judgment	May 29, 2024
Joint ADR Report	May 29, 2024

ROBERT J. CUSTIS, PC



Robert J. Custis, OSB No. 792044  
 Email: rjc@rjcustislaw.com  
 Attorney for Plaintiffs

HODGKINSON STREET MEPHAM, LLC

/s Bradley F. Piscadlo

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Bradley F. Piscadlo, OSB No. 071639  
 Email: bfp@hs-legal.com  
 Of Attorneys for Defendant City of Waldport

**CERTIFICATE OF SERVICE**

I hereby certify that on the 25th day of April 2023, I served the foregoing JOINT  
RULE 26(f) REPORT on the following:

Robert J. Custis, PC  
494 State St Ste 300C  
Salem OR 97301  
503 378-0624  
[rjc@rjcustislaw.com](mailto:rjc@rjcustislaw.com)

*Of Attorneys for Plaintiffs*

10 by the following indicated method(s):

[ ] by mailing a full, true and correct copy thereof in a sealed first-class postage prepaid envelope, addressed to the foregoing attorney at the last known office address of the attorney, and deposited with the United States Post Office at Portland, Oregon on the date set forth above.

13 [✓] by emailing a full, true and correct copy thereof to the attorneys at the email addresses  
14 shown above, which are the last-known email addresses for the attorneys' offices on the date set  
forth above.

[ ] by causing a full, true and correct copy thereof to be **hand delivered** to the attorney at the last known address listed above on the date set forth above.

17 [ ] by sending a full, true and correct copy thereof via **overnight mail** in a sealed, prepaid envelope, addressed to the attorney as shown above on the date set forth above.

[ ] by **faxing** a full, true and correct copy thereof to the attorney at the fax number shown above, which is the last-known fax number for the attorney's office on the date set forth above.

[v] by service through the Court's District of Oregon – Document Filing System

  
Cathy Dickman